

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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THE ANNUITY, PENSION, WELFARE and APPRENTICESHIP  
SKILL IMPROVEMENT AND SAFETY FUNDS of the  
INTERNATIONAL UNION OF OPERATING ENGINEERS,  
LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO, by its  
TRUSTEES EDWARD KELLY, JEFFREY LOUGHLIN,  
PETER PATERNO, ROSS PEPE, NICHOLAS SIGNORELLI  
and NICHOLAS SIGNORELLI, JR., and JOHN and JANE DOE,  
as Beneficiaries of the ANNUITY, PENSION, WELFARE and  
APPRENTICESHIP SKILL IMPROVEMENT AND SAFETY  
FUNDS of the INTERNATIONAL UNION OF OPERATING  
ENGINEERS, LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO,

**STIPULATION OF  
DISCONTINUANCE  
WITHOUT PREJUDICE**  
*E. order*  
07-CIV-3696 (CLB) (GAY)

Plaintiffs,

-against-

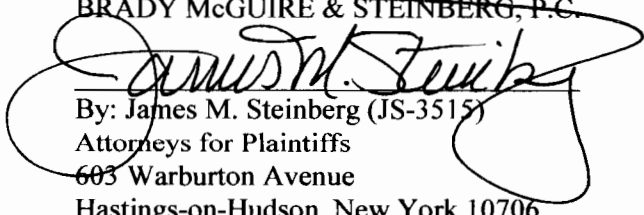
M.V.M. CONTRACTING CORPORATION,

Defendant.  
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**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, the attorney of record for the Plaintiffs and the Defendant appearing *pro se*, that whereas no party is an infant, incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-entitled action be, and the same hereby is discontinued without prejudice as against Defendant M.V.M. CONTRACTING CORPORATION, and without costs to either parties as against the others. This Stipulation may be filed without further notice with the Clerk of the Court.

Dated: Hastings-on-Hudson, New York  
June 6, 2007

BRADY McGUIRE & STEINBERG, P.C.

  
By: James M. Steinberg (JS-3515)

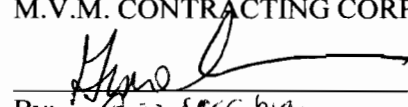
Attorneys for Plaintiffs

603 Warburton Avenue

Hastings-on-Hudson, New York 10706

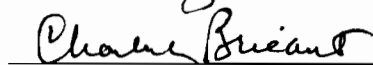
(914) 478-4293

M.V.M. CONTRACTING CORPORATION

  
By: *Gino Secchiano*

Title: *Pres.*

So Ordered: *June 26, 2007*



The Honorable Charles L. Brieant, U.S.D.J.